

12/20/01  
JC965 U.S. PTO

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No: 27866/37993

10/034015  
12/20/01  
U.S. PTO

**CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)**

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 CFR 1.53 for filing a

- ☐ continuation application.  
☒ divisional application.

**1. Particulars of Prior Application**

Application Serial No: 09/256,000

Filed on:

February 23, 1999

Title: Phosphodiesterase 10

Art Unit:

1642

Examiner: R. Hutson

Prior Docket No.: 27866/35308

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**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **December 20, 2001**, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EK657816282US.

  
Richard Zimmermann

2. This request is filed by:

|                                |   |                                   |  |
|--------------------------------|---|-----------------------------------|--|
| 1.<br>Full Name of<br>Inventor | Family Name<br><br>Loughney                             | First Given Name<br><br>Kate      | Second Given Name<br><br>-----               |
| Residence &<br>Citizenship     | City<br><br>Seattle                                     | State or Foreign<br>Country<br>WA | Country of Citizenship<br><br>USA            |
| Post Office<br>Address         | Post Office Address<br><br>7301 34 <sup>th</sup> Avenue | City<br><br>Seattle               | State & Zip Code/Country<br><br>WA 98115/USA |

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. Amendments

- ☒ Amend the specification by inserting before the first line the sentence:  
--This is a divisional application of U.S. application Serial No. 09/256,000, filed February 23, 1999.--
- ☒ Cancel claims 3-33 and add new claim 34 in the prior application before calculating the filing fee.
- ☒ A Preliminary Amendment is enclosed.
- ☒ The filing fee is based upon entry of the foregoing amendment(s) (if any).

4. Copy of Prior Application

The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

5. Incorporation By Reference

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. **Priority**

- ☒ Priority of application No. 09/256,000, filed on February 23, 1999 in the United States is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. \_\_\_\_\_.
- ☐ The certified copy(ies) has(have) not been filed.

7. **Assignment**

The prior application is assigned of record to ICOS Corporation, and has been recorded at Reel No. 9938, Frame No. 0965.

8. **Small Entity Status**

- ☒ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A small entity statement is(are) attached.

9. **Application to Be Published**

- ☒ Yes.
- ☐ No. A Request and Certification Under 35 U.S.C. §122(b)(2)(B)(i) is attached.

10. **Fee Calculation**

| CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)              |           |           |              |          |                           |          |
|---|-----------|-----------|--------------|----------|---------------------------|----------|
|   |           |           | SMALL ENTITY |          | OTHER THAN A SMALL ENTITY |          |
|   | NO. FILED | NO. EXTRA | RATE         | FEE      | RATE                      | FEE      |
| BASIC FEE   |           |           |              | \$370.00 |                           | \$740.00 |
| TOTAL   | 3 - 20    | = 0       | X 9 =        | \$0.00   | X 18 =                    | \$0.00   |
| INDEP.  | 2 - 3     | = 0       | X 42 =       | \$0.00   | X 84 =                    | \$0.00   |
| <input type="checkbox"/> First Presentation of Multiple Dependent Claim |           |           | + 140 =      | \$0.00   | + 280 =                   | \$0.00   |
| Filing Fee:   |           |           |              | \$370.00 | OR                        | \$0.00   |

**11. Method of Payment of Fees**

- ☒ Attached is a check in the amount of: \$370.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Transmittal is enclosed.

**12. Deposit Account and Refund Authorization**

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, Gerstein & Borun at the address below.

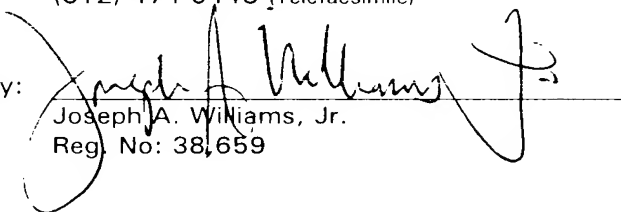
**13. Correspondence Address**

Customer No.: 04743

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
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(312) 474-6300  
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By:

  
Joseph A. Williams, Jr.  
Reg. No: 38,659

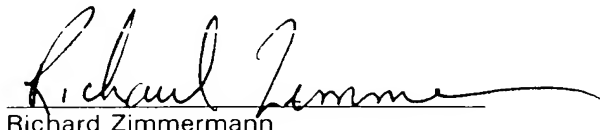
December 20, 2001

SOLE INVENTOR

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Date of Deposit: December 20, 2001

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Commissioner for Patents, Washington, D.C.  
20231



Richard Zimmermann

APPLICATION FOR  
UNITED STATES LETTERS PATENT

S P E C I F I C A T I O N

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TO ALL WHOM IT MAY CONCERN:

Be it known that I, Kate Loughney a citizen of the United States  
of America, residing at 7301 34<sup>th</sup> Avenue, in the City of Seattle and State of  
Washington 98115 have invented a new and useful Phosphodiesterase 10,  
of which the following is a specification.

New Patent Application for:

Kate Loughney

For:

Phosphodiesterase 10

Mailing Certification for:

Patent application

Attorney Docket No:

27866/37993

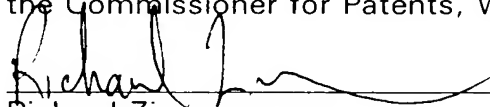
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Richard Zimmermann